

relating to the sale of property for delinquent taxes are applicable, so far as may be, to such sales.

Sec. 27. **NEW SECTION. RECORDS AND DISBURSEMENTS.** The clerk of each land use district shall keep a record of all the proceedings and actions of the trustees. The treasurer shall receive, collect, and disburse all moneys belonging to the district, and no claim shall be paid or disbursement made until it has been duly audited by the board of trustees.

Sec. 28. **NEW SECTION. CONFLICT WITH OTHER REGULATIONS.** If the regulations made under this Act impose higher standards than are required in any other statute or local ordinance or regulation, the regulations made under this Act govern. If any other statute or local ordinance or regulation imposes higher standards than are required by the regulations made under authority of this Act, that statute or ordinance or regulation governs. If a regulation proposed or made under this Act relates to a structure, building, dam, obstruction, deposit, or excavation in or on the flood plains of a river or stream, prior approval of the department of water, air and waste management is required to establish, amend, supplement, change, or modify the regulation or to grant a variation or exception from it.

Sec. 29. Sections 1 through 28 of this Act are created as a new division of chapter 303.

Approved May 9, 1983

CHAPTER 109

BANKHEAD-JONES FARM TENANT ACT FUNDS

H.F. 557

AN ACT relating to the use of the Bankhead-Jones Farm Tenant Act funds by the family farm development authority to insure or guarantee loans made to certain farmers.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 175.30, Code 1983, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Beginning with the effective date of this Act, the authority shall establish an insurance or guarantee loan program with those funds received pursuant to section 175.28 to the extent those funds were not committed under a program authorized by this chapter on the effective date of this Act. This program shall provide for the insuring or guaranteeing of seventy-five percent of the amount of an agricultural loan, not in excess of twenty-five thousand dollars, made to a beginning farmer to provide new operating moneys for farming purposes in this state. The authority shall insure or guarantee only one such loan of that farmer. The authority shall insure or guarantee a loan for only one year but with the option to extend the insurance or guarantee once for an additional year. The authority shall not insure or guarantee a loan where the ratio of the beginning farmer's liabilities, excluding the amount of the loan, to assets is greater than three to one. Provision shall be made in the insuring or guaranteeing of a loan that only those funds set aside for this program as provided in this paragraph shall be used for the payment of all or a portion of the loan insured

or guaranteed. Provision shall also be made which provides that the authority shall pay under its insurance or guarantee seventy-five percent of the actual amount of the default. A mortgage lender which seeks to have a loan of the lender insured or guaranteed under this program shall apply to the authority for the insurance or guarantee pursuant to rules established by the authority for this purpose. This program shall not obligate the state, authority, or other agency except to the extent provided in this paragraph. The authority shall define by rule what constitutes a loan made to provide new operating moneys which definition shall not include a loan made for acquisition of agricultural land or agricultural improvements, or the refinancing of an existing loan even if made for operating purposes.

Sec. 2. As soon as possible after June 30, 1983, the Iowa family farm development authority shall request the secretary of agriculture of the United States to amend the agreement between the authority and the secretary pursuant to section 175.29 to increase from three percent to five percent the maximum percentage of the trust assets covered by the agreement which may be used for administration expenses of the authority.

Sec. 3. Section 1 of this Act takes effect on the date that the agreement between the Iowa family farm development authority and the secretary of agriculture of the United States is amended for the reason specified in section 2 of this Act.

Approved May 10, 1983

CHAPTER 110
COMMERCIAL FISHING AND FISH STOCKING
H.F. 341

AN ACT relating to the taking of fish for stocking and exchange.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 109.16, Code 1983, is amended to read as follows:

109.16 **TAKING BY DIRECTOR FOR STOCKING AND EXCHANGE.** The director may take from any of the public waters of the state, at any time and in any manner, any fish for the purpose of propagating or restocking other waters, or exchanging with fish commissioners or wardens and wildlife agencies of other states, or the federal government, or private fish hatcheries.

Sec. 2. Section 109.107, unnumbered paragraph 4, Code 1983, is amended by striking the unnumbered paragraph.

Sec. 3. Section 109.113, Code 1983, is amended to read as follows:

109.113 **SIZE LIMITS.** It shall be lawful for any person to take or catch, with commercial fishing gear, any catfish not less than thirteen inches long. The conservation commission shall promulgate rules determining the size limit for any person to take or catch catfish with commercial fishing gear. However, a length limitation promulgated under this section does not prohibit the commission or director from lawfully taking catfish under section 109.16.

Approved May 10, 1983